Court No. 2

Writ Petition No. 143 (M/B) of 2003

Neelu Tripathi and others ..... Petitioner

Versus

Vice Chancellor, Govind Ballabh Pant University of Agriculture & Technology, Pant Nagar, Udham Singh Nagar and others. ..... Respondents.

.....

Hon'ble P.C. Verma, A.C.J.
Hon'ble Irshad Hussain, J.

This writ petition has been filed by the petitioners seeking writ of certiorari to quash the resolution dated 18.01.2003 passed by the Board of Management of the respondent-University, by which the Department of Animal Science was merged into College of Veterinary Science of the Govind Ballabh Pant University of Agriculture & Technology, Pant Nagar, Udham Singh Nagar. Earlier Department of Animal Science was in the Agriculture College. The object of the resolution appears to be that since the Animal Science as well as Veterinary Science is co-related to some extent, therefore it was decided to take out the Department of Animal Science from Agriculture College and merge it into the Department of Veterinary College.

The grievance of the petitioners is that the petitioners, who are doing Ph.D. or doing their M.Sc. in Animal Science, may not be found eligible for appointment in future, as they have not been held to be eligible by the Veterinary Science under the guidelines issued by the Veterinary Council of India. The grievance of the petitioners is based on apprehension and in fact there cannot be any grievance as such. The Veterinary Council of India issues guidelines for the post graduate education in the Veterinary Science while the petitioners even after shifting the Department of Animal Science for Agriculture College to College of Veterinary Science remained to be the students of the same subject i.e. Animal Science. Therefore, they are eligible for the

employment for which they were eligible prior to merger. The guidelines issued by the Veterinary Council of India do not apply on these petitioners as they are doing Ph.D. and M.Sc. in the Animal Science and not in the Veterinary Science. It has clearly been stated by the respondents in Para – 20 of the counter affidavit that, **"the interest of petitioners will be fully protected as same set of Rules as applicable as prevalent at the time of their admission."**

In view of this statement made by the respondent- G.B. Pant University, no grievance of the petitioners survives. Since the petitioners have no grievance, therefore the petitioners have no locus to challenge the resolution dated 18.01.2003.

For the reasons recorded above, we are not inclined to interfere with the impugned resolution dated 18.01.2003. The petition is dismissed accordingly. No order as to costs.

(P.C. Verma, A.C.J.) (Irshad Hussain, J.)

17.04.2003
P.Singh